

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE TWENTIETH DAY OF JANUARY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE SRI JUSTICE N.V. RAMANA

WRIT PETITION NO.341 of 2005

Between:

Vaddepally Bhoomaiah, S/o.Lingam,
R/o.H.No.2-2-112, Weekly Bazaar,
Yawar Road, Jagtial Proper & Mandal, District Karimnagar.

..... PETITIONER

AND

1 The Commissioner Jagtial Municipality, Jagtial proper & Mandal,

District Karimnagar.

2 The Town Planning Supervisor, Jagtial Municipality, Jagtial Proper &

Mandal, District Karimnagar.

3 Vaddeypally Satyanarayana, S/o.Hanmandlu,

R/o.H.No.6-6-120, Behind Tahsil office,

Bikkawada, Jagtial proper District Karimnagar.

4 Vaddeypally Raja Narsimlu @ Raja Narsaiah, S/o.Hanmandlu,

R/o.H.No.6-6-120, Behind Tahsil office, Bikkawada, Jagtial proper,

District Karimnagar.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to pass an order or direction more particularly one in the nature of writ of mandamus or any other appropriate writ or direction directing the respondents No.1 & 2 to dispose off the representation made by the petitioner dated 20-7-2004, 18-8-2004 and 21-12-2004 and to take appropriate action for the removal of the obstruction i.e., the construction of a compound wall over the public street and also the out let latrine over the open drainage at Bikkawada, Jagtial proper & Mandal, District Karimnagar.

Counsel for the Petitioner: MR.M.A.BARI

Counsel for the Respondent Nos.1 and 2: MR.P.RADHAKRISHNA

Counsel for the Respondent Nos.3 and 4: ---

The Court, at the admission stage, made the following:

-

-

ORDER:

The grievance of the petitioner in this writ petition is that when the respondents 3 and 4, who are the owners of house No.6-6-120, Ward No.7, Bukkawada, Jagtial, Karimnagar District, made illegal constructions i.e., compound wall over the public street and also the out let latrine over the open drainage, he made representations dated 20.07.2004, 18.08.2004 and 21.12.2004 to the respondents 1 and 2, but no action is being taken so far. Hence he filed the present writ petition.

Heard the learned counsel for petitioner and learned Standing Counsel for the respondents-Municipality. Both counsel agreed to dispose of the writ petition at the admission stage itself.

Since the representation of the petitioner dated 21.12.2004 regarding removal of illegal constructions made by the respondents 3 and 4 is said to be pending consideration before the respondents 1 and 2, without going into the merits of the matter, I deem it appropriate to dispose of the writ petition with a direction to the respondents 1 and 2 to consider the same and after affording an opportunity of hearing to the respondents 3 and 4 take appropriate action in the matter in accordance with law, expeditiously, preferably within a period of eight weeks from the date of receipt of a copy of this order.

With the above direction, the writ petition is disposed of at the admission stage. No costs.

(N.V. RAMANA, J)

Date: 20.01.2005

Nsr

To

1 The Commissioner Jagtial Municipality, Jagtial proper & Mandal,

District Karimnagar.

2 The Town Planning Supervisor, Jagtial Municipality, Jagtial Proper and

Mandal, Karimnagar District

3 Two CD copies.